

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DREWMAR THREATS,

Defendant.

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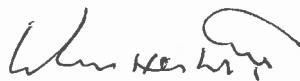
Case No. 3:10-CR-0063 (1)

JUDGE WALTER HERBERT RICE

DECISION AND ENTRY OVERRULING DEFENDANT'S MOTION TO
STAY INCARCERATION PENDING APPEAL (DOC. #46)

The Motion of the Defendant, seeking an order of the Court granting a stay of that portion of his sentence requiring him to serve 12 months of incarceration pending the outcome of his appeal (Doc. #46), is overruled, given that the Defendant has not only failed to prove prongs(A) and (B) of 18 U.S.C. § 3143 (b)(1), the Defendant has failed to set forth facts upon which this Court could draw a reasonable inference, allowing it to make such findings, particularly with regard to sub-section (B).

December 7, 2010



WALTER HERBERT RICE
UNITED STATES DISTRICT JUDGE

Copies to:

Counsel of record

United States Marshal

United States Pretrial Services

United States Probation Department